

The resolution was read.

(President pro tempore in the Chair.)

On motion of Senator Spears, and by unanimous consent, the resolution was considered immediately.

The resolution was adopted.

Record of Votes

Senators Aikin, Moore and Metcalfe asked to be recorded as voting nay on the resolution.

Message from the House

The following message, received from the Governor today, was laid before the Senate and was read:

Austin, Texas,
January 31, 1945.

To the Senate of the Forty-ninth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Life Insurance Commissioner for a six-year term to expire February 10, 1951:

George B. Butler, of Austin, Travis County.

To be Commissioner of Labor Statistics for a two-year term to expire January 31, 1947:

Leonard Carlton, Commerce, Hunt County.

Respectfully submitted,

COKE R. STEVENSON,
Governor of Texas.

(President in the Chair.)

The message was referred to the Committee on Nominations of the Governor.

Caucus of Senate

Senator Aikin called for a meeting of the Members of the Senate in caucus at 10:00 o'clock a. m. Wednesday, February 7, 1945.

Resolution Signed

The President signed S. C. R. No. 6 in the presence of the Senate, after giving due notice of the signing.

Memorial Service

Senator Spears, at the request of Senator Martin, who was temporarily absent from the Senate Chamber, announced that a memorial service for Honorable Bob Barker would be held in the Senate Chamber at 10:30 o'clock a. m. tomorrow.

Adjournment

On motion of Senator Lanning, the Senate, at 12:18 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

EIGHTEENTH DAY

(Tuesday, February 6, 1945)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Moffett
Brown	Moore
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York
Metcalfe	

A quorum was announced present.

The Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Mauritz, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal approved.

Reports of Standing Committees

Senator Chadick submitted the following report:

Austin, Texas,
February 5, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State

Institutions and Departments to whom was referred Senate Bill No. 50 by Chadick, have had same under consideration, and we wish to report it back to the Senate with the recommendations that it do pass as amended and be printed.

HAZLEWOOD, Vice Chairman.

Senator Mauritz submitted the following reports:

Austin, Texas,
February 5, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred Senate Bill No. 97 by Chadick, have had said bill under consideration, and we wish to report it back to the Senate with the recommendation that it do pass and be printed.

MAURITZ, Chairman.

Austin, Texas,
February 5, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred Senate Bill No. 89 by Metcalfe, have had said bill under consideration, and we wish to report it back to the Senate with the recommendation that it do pass and be printed.

MAURITZ, Chairman.

Austin, Texas,
February 5, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred Senate Bill No. 34 by Vick, have had said bill under consideration, and we wish to report it back to the Senate with the recommendation that it do pass and be printed.

MAURITZ, Chairman.

Senator Moore submitted the following report:

Austin, Texas,
February 5, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Education, to whom was referred Senate Bill No. 105, A Bill to entitled "An

Act providing that any independent or common school district in this State shall have the right to distribute to its employees during the last three months of the school term of the scholastic year, September 1, 1944 to August 31, 1945, as an emergency addition to salary the \$4.00 extra state per capita apportionment made July 3, 1944, by the State Board of Education as a supplement to the state per capita; and declaring an emergency."

Have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass with Committee Amendments and be printed.

BULLOCK, Chairman.

Senator Lane submitted the following report:

Austin, Texas,
February 5, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred Senate Bill No. 90 have had the same under consideration and beg to report it back with the recommendation that it do pass and do be printed as amended.

LANE, Chairman.

Senator Carney submitted the following report:

Austin, Texas,
February 5, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We your Committee on Game and Fish, to whom was referred S. B. No. 93 have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed and not otherwise printed.

CARNEY, Chairman.

Privileges of Floor to Former Members of Senate

Senator Moffett moved that all former members of the Senate be extended the privileges of the floor during the memorial service to be held in the Senate Chamber today.

Senate Bills on First Reading

The following bills were introduced,

read first time and referred to the committees indicated:

By Senator Moore:

S. B. No. 114, A Bill to be entitled "An Act amending Section 18, of S. B. No. 135, Acts of the Regular Session of the 48th Legislature so as to extend for an additional two years the provisions of such S. B. No. 135; and declaring an emergency."

To Committee on State Affairs.

By Senator Winfield:

S. B. No. 115, A Bill to be entitled "An Act appropriating money out of General Revenue for the purpose of paying taxes on University owned land in accordance with the constitutional requirements that taxes for county purposes only, be paid by the General Revenue to counties in which are located endowment lands set aside to the University of Texas by the Constitution of the State of Texas and the Act of 1883, for each year of the fiscal years ending August 31, 1946, and August 31, 1947, the sum of not to exceed Forty Thousand Dollars (\$40,000.00) and an additional Nine Thousand Two Hundred Seventy-five Dollars and Eighty-eight Cents (\$9,275.88) for the purpose of paying the taxes that are now accrued and delinquent to certain of these counties."

To Committee on Finance.

By Senators Hazlewood and Stanford:

S. B. No. 116, A Bill to be entitled "An Act authorizing and empowering the Board of Regents of the University of Texas to levy a regular, fixed student fee for the purpose of operating, maintaining, and improving, the Texas Union Building at the University of Texas, fixing the amount of said fee, and authorizing the auditor of the University of Texas to collect the same, and providing the purposes of which said fee shall be used, and placing the control of the fees in the hands of the Board of Directors of the Texas Union Building, and providing for a budget for the operation of said building, and declaring an emergency."

To Committee on Education.

By Senator Hazlewood:

S. B. No. 117, A Bill to be entitled "An Act making appropriations to

the several educational institutions for the purchase or lease of surplus war materials and/or equipment from the United States Government and/or its agencies; providing for the negotiation for the purchase or lease of such goods and/or equipment by the State Board of Control; providing for the cost of removal, transportation, and installation of same; reappropriating any unexpended balance remaining at the end of the fiscal year ending August 31, 1946; providing a restriction on the expenditure of the moneys appropriated; and declaring an emergency."

To Committee on Finance.

By Senator Stone:

S. B. No. 118, A Bill to be entitled "An Act to amend Article 4141 of an Act, entitled Guardian and Ward, Chapter 4, Title 69, of the Revised Civil Statutes of Texas, 1925; fixing amount of bond of guardian of ward, providing for payment, conditions and approval of bond of guardian, prescribing duties of judge with reference to such bond and making the judge liable for damage for failure to use reasonable diligence in the discharge of his duties, and to repeal all laws in conflict herewith and declaring an emergency."

To Committee on Civil Jurisprudence.

Senate Concurrent Resolution No. 10

Senator Stanford offered the following resolution:

S. C. R. No. 10, Inviting Hon. Ben H. Powell and Hon. Wayland D. Towner to address a joint session of the Legislature at 11:45 o'clock a. m. on February 14, 1945.

Whereas, the United War Chest of Texas has recently concluded its annual campaign on behalf of the National War Fund, and

Whereas, the success of said campaign was of such an outstanding nature as to reflect great credit upon the State of Texas and its citizens, and

Whereas, much of this success was due to the untiring efforts of the Honorable Ben H. Powell, President, and of the Honorable Wayland D. Towner, General Manager, of the United War Chest, and

Whereas, it is understood that these officials are at this time prepared to make a public announcement of the

accomplishment in the recent campaign, and

Whereas, it is beneficial to the public and to the members of the Senate that they be fully informed as to this accomplishment; now, therefore, be it

Resolved, by the Senate, the House of Representatives concurring, that the said Honorable Ben H. Powell and the said Honorable Wayland D. Towner be invited to address a joint session of the House and Senate of Texas at 11:45 o'clock on February 14, 1945.

The resolution was read and was adopted.

Resolutions Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following resolutions:

H. C. R. No. 1, H. C. R. No. 12, H. C. R. No. 17, S. C. R. No. 7.

(President pro tempore in the Chair.)

Motions to Print

On motion of Senator Winfield, and by unanimous consent, the remarks of the President in presenting Hon. T. J. Holbrook at the memorial service held in the Senate Chamber today were ordered printed in the Journal.

On motion of Senator Jones, and by unanimous consent, the invocation of the Chaplain at the memorial service held in the Senate Chamber today was ordered printed in the Journal.

On motion of Senator Martin and by unanimous consent, two telegrams read at the memorial service held in the Senate Chamber today, were ordered printed in the Journal.

(President in the Chair.)

Executive Session

On motion of Senator Winfield, and by unanimous consent, the Senate, at 11:25 o'clock a. m. went into executive session.

At the conclusion of the executive session, the Journal Clerk was informed that the following nominations of the Governor had been advised, consented to, and confirmed by the Senate:

To be a member of the Board of Directors of the Agricultural and Mechanical College of Texas to fill the unexpired term of Honorable F. M.

Law, resigned, term to expire January 10, 1949:

E. W. Harrison of South Bend, Young County.

To be a member of the Board of Directors of the Agricultural and Mechanical College of Texas to fill the unexpired term of Honorable John C. Burns, resigned, term expiring January 10, 1947:

Rufus R. Peebles of Tehuacana, Limestone County.

To be Chairman of the Game, Fish and Oyster Commission, term to expire September 1, 1949:

Murrell L. Buckner of Dallas, Dallas County.

To be a member of the Board of Directors, Texas College of Arts and Industries at Kingsville for six-year term to expire August 31, 1949:

Mrs. Frank Lewis of San Antonio, Bexar County.

To be a member of the Board of Directors of Texas College of Arts and Industries at Kingsville to fill the unexpired term of R. H. Kern, Jr., resigned:

A. L. Cramer of Edinburg, Hidalgo County, term expires January 31, 1945.

To be a member of the Texas Civil Judicial Council for six-year term to expire July 1, 1949:

Honorable H. F. Montgomery, Houston, Harris County.

To be a member of the Liquor Control Board for a six-year term to expire November 15, 1949:

Honorable Fred H. Minor of Denton, Denton County.

To be a member of the Liquor Control Board to fill the unexpired term of Honorable W. J. Townsend, resigned, term expiring November 15, 1945:

Mills P. Walker of Bryan, Brazos County.

To be a member of the Board of Regents of The University of Texas to fill the unexpired term of Honorable John H. Bickett, resigned, for the term to expire January 10, 1949:

Dudley K. Woodward, Jr., of Dallas, Dallas County.

To be a member of the Board of

Regents of The University of Texas to fill the unexpired term of Honorable H. H. Weinert, resigned, for the term to expire January 10, 1949:

• David M. Warren of Panhandle, Carson County.

To be a member of the Board of Regents of the University of Texas to fill the unexpired term of Dr. Judson Taylor, deceased, who was appointed to fill the unexpired term of Dan J. Harrison, resigned:

Dr. Walter H. Scherer of Houston, Harris County, term expires January 10, 1947.

To be members of the Board of Regents of The University of Texas for six-year terms to expire January 10, 1951:

Dr. C. O. Terrell of Fort Worth, Tarrant County.

Ed B. Tucker of Nacogdoches, Nacogdoches County.

Ernest E. Kirkpatrick of Brownwood, Brown County.

The Journal Clerk was further in-

formed that the Senate had confirmed the following nomination:

To be Executive Director of the State Department of Public Welfare:

John H. Winters of Amarillo, Potter County.

The Journal Clerk was further informed that the following nomination of the Governor had been rejected by the Senate:

To be Secretary of State for a two-year term to expire January 21, 1947:

Sidney Latham of Longview, Gregg County.

In Legislative Session

The President called the Senate to order as in legislative session at 12:58 o'clock p. m.

Adjournment

On motion of Senator Bullock, the Senate, at 1:00 o'clock p. m., adjourned until 11:00 o'clock a. m. tomorrow.

Bob Barker

In Mortui in Deo Est

At 10:30 o'clock a. m., Senator Martin offered the following resolution:

Senate Resolution No. 29

Whereas, on January 31, 1945, the Supreme Architect of the Universe called from us our beloved friend and co-worker, Bob Barker; and

Whereas, the Honorable T. J. Holbrook, former member of the Texas Senate, was for many years closely associated with our beloved and departed friend; and

Whereas, it is the unanimous desire of the members of the Senate that Senator Holbrook be selected to deliver an appropriate address at this time to commemorate the outstanding life and character of our departed friend and to express our love and affection for him during his lifetime and our deep feeling of loss and bereavement on his departure.

MARTIN	GRAVES	RAMSEY
STONE	HAZLEWOOD	SHIVERS
MOORE	JONES	SPEARS
LANNING	KELLEY	STANFORD
WEINERT	KNIGHT	SULAK
AIKIN	LANE	TAYLOR
CRAWFORD	MAURITZ	VICK
BROWN	METCALFE	WINFIELD
BULLOCK	MOFFETT	YORK
CARNEY	MORRIS	
CHADICK	PARRISH	

The resolution was read by Mrs. J. Walter Pierce, Assistant Secretary of the Senate.

The resolution was adopted unanimously.

Accordingly, Mrs. Bob Barker and other members of the family of the Honorable Bob Barker were escorted to seats prepared for them in the Senate Chamber, and the Honorable T. J. Holbrook was escorted to the President's desk by the following Committee on Arrangements: Senators Martin, Moore, Crawford, Weinert, Stone, Lanning and Aikin.

On request of the President, the Reverend J. E. Chester, Chaplain, offered the invocation, as follows:

Almighty and Everlasting God, We have assembled here this morning to testify our regard for a man whose name is intimately blended with whatever belongs most essentially to the character and functions of this Chamber. We give Thee thanks for his life, his services to this State and for his setting of a good example in all that pertains to citizenship, manhood, responsibility and duty. And may the remembrance of good men never perish from the earth. Amen.

The roll of the Senate of the Forty-first Legislature of Texas (the first Senate of which the Honorable Bob Barker was Secretary) was called by Noel Brown, as follows:

BARRY MILLER, LIEUTENANT GOVERNOR

J. W. E. H. BECK	MARGIE E. NEAL
BENJAMIN F. BERKELEY	A. PARR
W. R. COUSINS	PINK L. PARRISH
OLIVER CUNNINGHAM	NAT PATTON
TOM A. DEBERRY	TOMAS G. POLLARD
CHARLES S. GAINER	GUS RUSSEK
JULIAN P. GREER	C. C. SMALL
J. W. HALL	J. W. STEVENSON
CARL C. HARDIN	ROBERT A. STUART
T. J. HOLBROOK	W. E. THOMASON
JOHN W. HORNSBY	H. F. TRIPLETT
JULIAN C. HYER	ED WESTBROOK
THOMAS B. LOVE	W. A. WILLIAMSON
WILL M. MARTIN	A. J. WIRTZ
W. D. McFARLANE	EDGAR E. WITT
EUGENE MILLER	WALTER F. WOODUL
JOE M. MOORE	WALTER C. WOODWARD

The following members of the Forty-first Senate answered to their names: Julian P. Greer, Carl C. Hardin, T. J. Holbrook, John W. Hornsby, Eugene Miller, Joe M. Moore, W. A. Williamson, A. J. Wirtz.

By direction of the President, the following telegrams were read:

BEAUMONT, TEXAS, FEBRUARY 6, 1945.

LT GOV JOHN LEE SMITH, SENATE CHAMBER, AUSTIN, TEXAS

UNABLE TO BE PRESENT FOR ROLL CALL OF 41ST LEGISLATURE WANT TO PAY MY RESPECTS TO ONE OF TEXAS MOST OUTSTANDING CITIZENS BOB BARKER—W. R. COUSINS

CORPUS CHRISTI, TEXAS, FEBRUARY 6, 1945

SENATE OF TEXAS, AUSTIN, TEXAS

REGRET THAT BUSINESS ENGAGEMENT PREVENTED MY ATTENDANCE AT MEMORIAL SERVICE FOR OUR GREAT FRIEND, BOB BARKER. UNDOUBTEDLY UNCLE BOB WAS ONE OF THE MOST USEFUL AND BEST BELOVED CITIZEN OF THIS STATE. IT IS IMPOSSIBLE TO ADEQUATELY EXPRESS MY PROFOUND REGRET ON HIS PASSING, BUT I AM GRATEFUL FOR THE FACT THAT I ASSOCIATED WITH HIM FOR MANY YEARS—CLINT C. SMALL.

The roll of the members of the Senate of the Forty-ninth Legislature then was called, and the following Senators were present:

A. M. AIKIN, JR.	GEORGE MOFFETT
BUSTER BROWN	WEAVER MOORE
PAT BULLOCK	G. C. MORRIS
HOWARD A. CARNEY	STERLING J. PARRISH
T. C. CHADICK	BEN RAMSEY
A. B. CRAWFORD	J. FRANKLIN SPEARS
W. C. GRAVES	JAMES A. STANFORD
GRADY HAZLEWOOD	WILLIAM E. STONE
CHARLES R. JONES	L. J. SULAK
ROGER A. KNIGHT	JAMES E. TAYLOR
WARDLOW LANE	KYLE VICK
R. C. LANNING	R. A. WEINERT
JESSE E. MARTIN	H. L. WINFIELD
FRED MAURITZ	J. ALTON YORK
PENROSE B. METCALFE	

Senators Rogers Kelley and Allan Shivers, both serving in the Armed Forces, were absent.

The Honorable John Lee Smith, Lieutenant Governor, speaking as follows, presented the Honorable T. J. Holbrook:

"We are reminded on an occasion such as this of an incident that occurred during one of the great battles of the Middle Ages, during a crusade in Syria in which a chieftain of Richard the Lionhearted had fallen before the enemy. His shield was battered with many a battle-ax as he strove to further the purpose of his Country's cause. He fell in this battle very close to the Banner of the Cross. A great victory was won and the hosts of the enemy had been beaten from the field.

"Richard assembled his valiant men who had fought with him, and said: 'Today we assemble here and cherish in our memory the valor and courage of him that lies before us at the time that he chose to serve for his Cross and for his fellowmen.'

"Then Richard the Lionhearted selected from those who had fought so well one who had been a companion in arms and said, 'Let our labors speak for us today of the valor and the courage of him who lies before us'. And so it is with us. We lament the passing of one who served here for many years and participated in the making of the history of our State; who knew the personnel, and who in the last forty years has helped to shape the destiny of this State. He fell at his post of duty rendering the service that he desired, and death came in the manner he would have chosen.

"And as the Great Richard the Lionhearted selected a companion of years, this Senate today has selected a Senator of the Legislature of 16 years ago, a distinguished Senator who bears courageously and well the chaplet of his fame. I now present to you that distinguished Senator, and he can speak for us the gratitude we feel for the life Bob Barker gave his State—the Honorable T. J. Holbrook."

Mr. Holbrook then delivered the following address commemorating the life of the Honorable Bob Barker, late Secretary of the Senate of Texas:

Mr. President and Gentlemen of the Senate: In obedience to your invitation, and at the request of him, while he lived, I come to speak the homage of our affection, as a mark of respect which we have and hold, in memory of one "whom we have long loved, but lost awhile."

In one of his great orations, memorializing the Athenians who fell on the field of battle during the Peloponnesian Wars, it was Pericles who commended the fitness of honoring their immortal dead; but he cautioned the use of overdrawn speech. He made bold to say that the estimate placed upon men after death too often outran their virtues. It is not difficult to comprehend what was in the mind of the great Athenian when he made that speech. So, as we are gathered here at this hour, in the very hall where the comings and goings of our late beloved Secretary were always marked with due appreciation, I trust we may be pardoned should our words be at variance with the feelings which rise within us.

It will be agreed by all who knew him that the life and varied services of Bob Barker filled an unique place in the legislative history of Texas. From the beginning of the present century until death called him, he played an important part in this branch of the government; and upon every duty he performed was placed the seal of unremitting toil. Ordinarily, dates and places are meaningless in the life of a person, except as bearing upon the history of

the times in which he lived. With this in mind, they are mentioned here.

On September 8, 1874, at a time when Texas and other Southern States were just emerging from the effects of carpet bag rule by radicals from the north, the subject of this sketch was born on Barker's prairie, near Millican, Texas. When he was two years old, his father and mother, with their small family, removed to Ellis County and settled on a farm, hard by the village of Boz. There he grew up as a boy, attended the nearby school at intervals, helped with the farm work in season, and did such other chores as were assigned to the lads of that early day. He was an all round normal chap, and as most boys of the pioneer age, he cultivated a desire for a sound education; but schools were few and far between. After wrestling with Webster's blue back speller, McGuffey's readers, and Monteith's geography around Boz, he yearned for "more light." So, when well along in his teens, with the aid and blessings of his kindly parents, he hied himself away to Ad-Ran College, then located at Thorp Springs, where he obtained the rudiments of a "higher education"; but was not able to go as far as he had hoped. Lack of means prevented it; and after being forced out from these cloistered halls of learning, it was his lot to beat a path for himself, via the university of "hard knocks." At that, he did not quail before the storms that lay ahead. He took up the cudgel in a manly way, and pursued a course which opened wide the door into the hearts of his countrymen.

He secured work at various places, and in diverse avocations, finally settling in San Antonio, where he lived honorably, and made friends for many years to come. He later removed to Fort Worth, which he called "home" to the day of his sudden and untimely death. But, really and truly, all Texas was his home. Here in Austin, where he spent much of the last forty-six years of his useful life, it is fitting to note that his body was consigned to its last long sleep. Having been a servant of the State for more than a third of its entire history, it is well that his remains should find rest by the side of those immortals whose names and fame are enshrined in the affections of a grateful people. It was the high privilege and pleasure of your speaker to enjoy the friendship of Bob Barker for more than forty years; and during that long period, as measured by one's life, I never knew another who was more loyal to any task assigned him.

His wide knowledge of the State government was excelled by none and equalled by few. The secret of his success in gaining friends cannot be exactly defined but can best be summed up in his own words. On many an occasion, I have heard him say to persons seeking information or advice, "No trouble to answer questions, and a pleasure to serve." In my judgment, those words "pleasure to serve" meant that they were his supreme objective in life. What finer motto could one adopt and hand on as a precious heritage to those who are to come after him? This high conception of duty towards others answers the inquiry of those who may seek to know the key to his popularity and why he was mourned by multiplied thousands when the Grim Reaper called him home.

Aside from performing his duties in both legislative branches, his spare time was used in being helpful to everybody and that without regard to his own personal welfare. His assistance went further than advice or the giving of information. In matters of distress, it was always a "lift" from Uncle Bob, made without hope of fee or reward. For these and other lovable traits of character, his name will be remembered around this Capitol until the granite walls which support its dome shall be dissolved into the dust of ages. He will still live because of the unselfish service he rendered to those

who walked and talked with him as he went along the way. With a smile and a welcome salute, he met all comers; and when the parting came, each could say in their heart of hearts, "here was a man." As Secretary of the Senate, he was the continuous "water boy," who forged his friendship with hoops of steel, which will never be broken, as long as truth abides and affection lives.

Before serving with this body, he was for twelve years Chief Clerk in the House of Representatives. During the intervening time, he assisted committees in both houses. He was elected Secretary of the Senate on January 10, 1929, and was continually re-elected to the end of his life. He was, therefore, Dean of the Senate Secretaries who had preceded him. It is said that he knew more people, and had served more, than any other State official in his generation. While there is no way to prove this assertion, I believe that it is true. Certainly there are others who have given more in a material way, for our friend was not rich in worldly goods; but for kindly acts and generous deeds and a boundless tolerance and love for mankind, none exceeded him. During the past forty-six years with the Legislatures of Texas, he left an unblemished record of sheer devotion to the people of his native State; and in his passing, they may well say, "A tower has fallen, a star has set." The story of his life is one of continuous labor in behalf of the plain people of Texas, from whom he sprang. His course was not inspired by mean or provincial motives; and that is why he will be long remembered.

He labored always with intelligence, with well balanced judgment, and in a straight line of duty. Whatever results crowned his efforts were directly attributable to his desire to serve others in a manner which would lift their burdens and make brighter the road which stretched out to the future. Each of us will recall how well he did his work here in the Senate and will remember with pride his genius for dispatching business. Who is there now to say that his "29 ayes and noes" were not always correct? His accuracy in reading the minds of his "boys" was, to say the least, uncanny; and his judgment of human nature was in all things superb. Often when our nerves were frayed and worn to a frazzle by the days of drudgery, it was Uncle Bob who would break that seal of gloom, with an appropriate joke or the twinkle of an understanding eye. From his vantage point, he stood and surveyed the effects of every controversy and knew how and when to pour water upon the fires of each troubled scene. He possessed a keen conception of what should be done in a given circumstance and was rarely wrong in his conclusions. Armed with these divinities, he rendered a service to the Senate of enduring value. Likewise, the formalities of this body delighted him. In memory now, we see him proudly leading his boys through these majestic halls for a joint ceremony in the House; and he was at home in both houses.

It can be said in truth that our comrade gave his life to his native State and that we owe him a debt of gratitude which never can be paid in full. However, he had his recompense. He loved his office and would not have exchanged it for a crown. This brings to mind "The Old Rugged Cross" which the boys sang so sweetly, when, for the last time, his body was born from this chamber. He did make the exchange; but it was "not of the earth, earthy." We shall hope that it was for a crown of righteousness, which is reserved for those who have kept the faith. He prized more than all else the friendships that were his; and when the clock struck "30" for him, it was fitting that it was God's will to call him in the manner and from the place where he had served so long.

The little time out he had for personal pleasure was spent for the most part out where nature's charms are set for man's delight. He enjoyed the fish or hunt as much as he did the Senate roll call; and in these and other clean sports, he exhibited the same high interest and happy disposition that he did in his daily work. The call of the

wild woods the mountains, the rivers, and the sea, and all of the manifold scenes of nature, were a tonic to his soul. He mused upon these impenetrable wonders, and from them, reasoned that there is a "Divinity that shapes our ends." He believed in religion, but not with an orthodox view. His was a practical sort, which embraced all mankind and adhered to the text, "By their fruits, ye shall know them." Add to the sum total of his virtues, and then subtract his petty vices, which were small in comparison to the good he did, who can doubt that the worth while seeds which he planted in this world, have found fertile soil in the lives of those who rubbed elbows with him here.

Bob Barker always seemed happy; and that can be attributed to the fact that he held a keen kinship with the multitudes and his sympathy was ever quickened by the pulsation of their hearts. Beyond this, he possessed that quality of mind, without which there can be no true greatness—he had faith to believe that "though weeping may endure for a night, joy cometh in the morning." It is this reliance upon the great Power that stands back of all truth, and whose arm can bring victory to every righteous cause—this quiet unseen influence that those exert whom the people instinctively trust, which is the outstanding earmark of all men who have attained a lasting fame. Coming within that cult, our valiant friend who has so recently left us will I believe "pass muster" on final roll call. Whether one dies today or tomorrow is of little moment; but it is all important that while living he has lived for things worth living for, and dying has left the world better than he found it. Bob Barker has done that by rendering a service to his generation that will be appreciated more and more as time goes on.

Mr. President, I believe it was David Copperfield, who when asked to reveal the most important happening in his eventful life, simply said, "I was born." To have been born humbly, as was our friend, and to have died nobly in the affection of those who knew and loved him is the richest heritage one may bequeath to those who follow. We here commemorate the achievements and mourn the passing of him who fits that mould. In the sudden flight of his charming personality, a surge of sorrow swept the bosom of his friends like a storm on a tempestuous sea. They were wont to say like David of old: "Know ye that there is a Prince and a great man fallen this day in Israel." Like unto the King, as he stood by the grave of Abner, they are faced again with the mystery of death, and with broken hearts and wounded spirits, they "cry for the touch of a vanished hand, and the sound of a voice that is stilled."

The most beautiful expression in literature, the most engaging passages in history, and the most interesting phases of science fail to convey the full meaning of this transition. Man constantly yearns for more accurate knowledge concerning the things most hoped for and a fuller evidence of things not seen. But this is God's will; and from it, there lies no appeal. It is the eternal enigma which baffles the unthinking and which moves the intelligent mind to a more rational hope of immortality. It is the law of transfiguration which strikes down the mortal and adorns the soul with habiliments of life eternal. If such axiomatic truths had only to do with material things, they would deserve but passing notice; but they involve our spiritual as well. We run our course, are happy in our thoughts, and satisfied with our condition, until suddenly bereft of a friend like Bob. Such I know has been the experience of all who are gathered here to participate in the ceremonies of this occasion. It is the personal loss that you feel in the sudden and untimely passing of one who has meant so much to his State and to our common country.

Uncle Bob has left an imperishable imprint on the minds of those who knew and loved him best, both in private life and in his public career—the former found in an unbroken course of unselfish conduct and in the splendid example of an upright life, the latter woven into the enduring records of his State. Always, and everywhere, he could

be found spending and being spent in an effort for the common good. The nature of his work brought him in close contact with the people whom he served; and he always answered their call, with no expectation or hope of reward except the satisfaction of knowing while he lived that he had lightened the burden of someone in need.

It would not be appropriate to let this occasion pass without referring briefly to his family life; for they were ever first in his affections. Whatever pleased his gracious and lovely "Nonie" brought a sparkle to his eye and a glow to his heart. He craved her admiration and gloried in her service to the State. For many a day to come, a "mother" in Fort Worth will look for the postman bringing Bob's daily message of love. His pride and his joy in his children were only excelled by his sheer delight in their children. They, in their own words, were "glad they had him"; and Big Barker was their main source of inspiration and guidance. To them, his smiles were as sunny as the blue skies above and his humor was as salty as our gulf-lapped shores. And now, Nonie, may God bless you and yours; and as you go down the inclined plain of life, may your deliberations be undisturbed, except by the songs of those you have helped to climb its morning slope; and when your day is done, may you find peace with him in a land of eternal sunshine and unfading flowers for which a life of service has made you worthy.

I realize that what has been said here will not add to nor detract from the many virtues which Uncle Bob possessed; nor will it gild his golden graces. His race is run, his last roll call is but a memory; and looking back along life's fitful highway, we can only appropriate the things he did, to the advancement of our own well being. We render service to ourselves when we pause to review the lives of men like him and to steep our memory in their virtues and their achievements. Hail and farewell, old friend! You have left a priceless heritage to your family and your native State. On some lost field of Asphodels, where birds of paradise sing their sweetest songs, may God rest your soul, and may the angels of heaven smile kindly when "Valiant for Truth" passed over, and all the trumpets were sounded for him on the other side."

At the conclusion of the address, Senator Stone moved that it be printed in the Journal.

The motion prevailed unanimously.

The Reverend J. E. Chester, Chaplain, then pronounced the benediction.